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Attorneys for Defendant Kroll Background America, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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STACEY KIRKLAND a/k/a ZOSERA STACEY Civil Action No. 08-CV-3371 (DAB)
KIRKLAND,

Plaintiff,

v.

**NOTICE OF MOTION
TO STAY PROCEEDINGS
AND COMPEL ARBITRATION**

MANATT, PHELPS and PHILLIPS, LLP; and
KROLL, INC., d/b/a INFOLINK SCREENING
SERVICES, INC.

Defendants.

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PLEASE TAKE NOTICE that, upon the accompanying Declaration of Pamela Q. Devata in support of this motion, the accompanying memorandum of law, and upon all the prior pleadings and proceedings herein, defendant Kroll Background America, Inc. d/b/a Infolink Screening Services(“Kroll”) will move this Court, at a date and time to be determined by the Court, before the Honorable Deborah A. Batts, United States District Judge, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, for an Order Staying these Proceedings and Compelling Arbitration on all claims in Plaintiff’s

Complaint, granting Kroll its costs incurred in making this motion and granting Kroll such other and further relief as the Court may deem just and proper.

Dated: New York, New York
June 23, 2008

SEYFARTH SHAW LLP

By s/ Rosemary Joyce
Devjani Mishra (DM-5322)
Rosemary Joyce (RJ-7383)
Pamela Quigley Devata (*Pro Hac Vic*
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CERTIFICATE OF SERVICE

I hereby certify that on June 23, 2008, I electronically filed the foregoing Notice of Motion to Stay Proceedings and Compel Arbitration and accompanying Declaration of Pamela Quigley Devata and Memorandum of Law to be filed with the Clerk of the District Court using the CM/ECF system, which sent notification of such filing to the following:

Ronald B. McGuire, Esq.
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s/ Rosemary Joyce
Rosemary Joyce (RJ-7383)